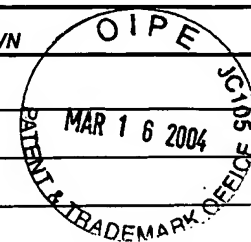


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DECLARATION FOR UTILITY, DESIGN, DIVISIONAL AND CONTINUATION-IN-PART PATENT APPLICATIONS (37 CFR 1.63)	Express Mail No.	EV 332068705 US
	Attorney Docket Number	74445-002
	First Named Inventor	Robert Kissel
<input checked="" type="checkbox"/> Declaration Submitted with Initial Filing	COMPLETE IF KNOWN	
<input type="checkbox"/> Supplemental Declaration Submitted	Application Number	10/688251
<input type="checkbox"/> Declaration Submitted for Continuation-In-Part Filing	Filing Date	10/17/03
<input type="checkbox"/> Declaration Submitted for Divisional Filing	Group Art Unit	Unknown
	Examiner Name	Unknown

**As a below named inventor, I hereby declare that:**

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Exercise Resistance

(Title of the Invention)

the specification of which

☐ is attached hereto

OR

☒ was filed on (MM/DD/YYYY) 10/17/03 as United States Application Number or PCT International

Application Number 10/688251 and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

[Page 1 of 2]

1533932.01

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DECLARATION — Utility or Design Patent Application

Direct all correspondence to: ☒Customer Number
or Bar Code Label

029493

OR ☐

Correspondence address below

Name Gregory E. Upchurch

Address Husch & Eppenberger, LLC, 190 Carondelet Plaza

City St. Louis

State MO

ZIP 63105

Country USA

Telephone 314-480-1500

Fax 314-480-1505

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR :



A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) RobertFamily Name
or Surname KisselInventor's
Signature*Robert M. Kissel*

Date 11-12-03

Residence Mailing Address: 629 South Carolina Court

Residence:
City St. CharlesState
MissouriCountry
USACitizenship
USA

Mailing Address Same

City

State

ZIP

Country

NAME OF SECOND INVENTOR :



A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any])Family Name
or SurnameInventor's
Signature

Date

Residence Mailing Address:

Residence:
City

State

Country

Citizenship

Mailing Address

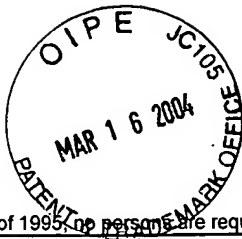
City

State

ZIP

Country

☐ Additional inventors are being named on the ____ supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.



Express Mail No.
EV 322068705 US

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PTO/SB/96 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

STATEMENT UNDER 37 CFR 3.73(b)

Assignee/Patent Owner: Robert Kissel

Application No./Patent No.: 10/688251 Filed/Issue Date: 10/17/03

Entitled: EXERCISE RESISTANCE

Exertron LLC, a corporation,

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.
The extent (by, percentage) of its ownership interest is _____ %

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
2. From _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
3. From _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

[] Additional documents in the chain of title are listed on a supplemental sheet.

[] Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

11-12-03

Date

Robert Kissel

Typed or printed name

[Signature]

Signature

PRESIDENT

Title

ASSIGNMENT

In consideration of One Dollar and other good and valuable considerations, the receipt and sufficiency of which are hereby acknowledged, the undersigned hereby assigns to Exertron LLC, a Missouri corporation, having a principal place of business at 629 South Carolina Ct., St. Charles, Missouri 63303, its successors and assigns (hereinafter Assignee"), the entire right, title and interest in the invention or improvements of the undersigned disclosed in the following applications and/or United States Letters Patent:

Application Serial No.: 10/688251

Titled: Exercise Resistance

Filed: October 17, 2003

Executed:

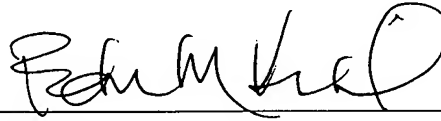
and any and all other applications for Letters Patent which the Assignee or the undersigned may file, either solely or jointly with others, on said invention or improvements, and in any and all Letters Patent of the United States which may be obtained on any of said applications, including any identified above, and in any reissue or extension thereof.

The undersigned hereby authorizes and requests the Commissioner of Patents to issue said Letters Patent to said Assignee.

The undersigned hereby authorizes and requests the attorneys of record in said application(s) to insert in this Assignment the serial number, filing date, and date of execution of said application(s).

For said considerations, the undersigned hereby agrees, upon the request and at the expense of said Assignee, to execute any divisional, continuation, continuation-in-part or substitute application for said invention or improvements, and any oath or affidavit relating thereto, and any application for the reissue or extension of any Letters Patent that may be granted upon said application(s), and, in the event of any application or Letters Patent assigned herein becoming involved in an interference, to cooperate to the best of the ability of the undersigned in the matters of preparing and executing the preliminary statement and giving and producing evidence in support thereof. The undersigned agrees to perform, upon request, any affirmative acts to obtain said Letters Patent of the United States and vest in said Assignee all rights therein, whereby said Letters Patent will be held and enjoyed by said Assignee, to the full end of the term for which said Letters Patent may be granted as fully and entirely as the same would have been held and enjoyed by the undersigned if this assignment has not been made.

And for said consideration, the undersigned hereby assigns to said Assignee the entire right, title and interest in said invention or improvements for all foreign countries, including all priority rights, and agrees to execute, at the request of said Assignee, all documents in connection with any application for foreign Letters Patent therefor.



Robert Kissel

Nov. 13

, 2003

STATE OF MISSOURI

COUNTY OF ST. LOUIS

Before me, a Notary Public in and for the County and State aforesaid, appeared to me ROBERT KISSEL, personally known to be the same person whose name is subscribed to the foregoing instrument, and acknowledged that he executed said instrument as his free and voluntary act for the uses and purposes therein expressed.



Notary Public

